

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
DOCKET NO. 3:16-cr-00074-MOC-DSC

UNITED STATES OF AMERICA, )  
                                  )  
                                  )  
v.                              )  
                                  )  
**JERITON LAVAR CURRY,** )                                  )  
                                  )  
Defendant.                  )

ORDER

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**THIS MATTER** is before the court on defendant's *pro se* Motion to File § 1983 Civil Suit and Due Process Claim (#243). Having considered defendant's motion and reviewed the pleadings, the court enters the following Order.

As defendant is currently represented by counsel, this *pro se* Motion (#243) with regard to the criminal case captioned above must be denied pursuant to Local Criminal Rule 47.1(H). This dismissal does not extend to the potential filing of a civil suit under Section 1983 or any related cause of action based on the allegations contained within the Motion (#243). The defendant and defense counsel are encouraged to review the *ex parte* Order in this matter (#242), specifically the portion of that Order regarding medical treatment while the defendant is being held in Mecklenburg County jail.

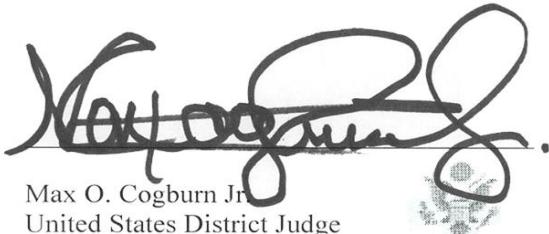
**ORDER**

**IT IS, THEREFORE, ORDERED** that defendant's *pro se* Motion to File § 1983 Civil Suit and Due Process Claim (#243) is **DENIED, without prejudice**, pursuant to

Local Criminal Rule 47.1(H) as the defendant is presently represented by counsel.

**IT IS FURTHER ORDERED** that the Motion (#243) be **SEALED** from the public docket until further order of this court as it contains the defendant's medical information.

Signed: May 23, 2017



A handwritten signature in black ink, appearing to read "Max O. Cogburn Jr.", is written over a horizontal line. To the right of the signature is a small, faint, circular official seal.

Max O. Cogburn Jr.  
United States District Judge